



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF : Sullivan  
FOR : **IMPROVED MULTI-LAYER GOLF BALL**  
SERIAL NO. : 08/926,246  
FILED : September 5, 1997  
EXAMINER : M. Graham  
ART UNIT : 3711  
CUSTOMER NO. : 24492  
ATTORNEY DOCKET NO. : P-3724-F1-C1  
(SLD 2 0035-1-2-2)

Cleveland, Ohio 44114-25  
October 4, 2001

**NOTICE OF DECISION ON APPEAL OF RELATED CASE UNDER  
37 C.F.R. § 1.192(C)(2) and § 1.192(c)(8)**

Assistant Commissioner of Patents  
Washington, D.C. 20231

Dear Sir:

Appellant, Spalding Sports Worldwide, Inc., recently received a decision in its favor in an appeal of a rejection in U.S. application Serial No. 08/815,556, filed March 12, 1997, entitled "Improved Multi-Layer Golf Ball."

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence and related papers are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on 10/5/01.

By: Mary Ann Temesvari

Mary Ann Temesvari

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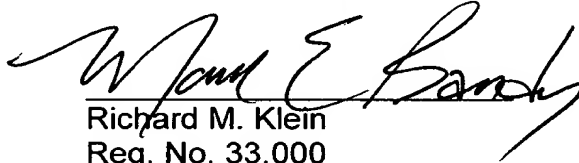
In that decision, the Board of Patent Appeals reversed an Examiner's rejection under § 103 on grounds that the rejection was based on improper hindsight reconstruction.

The present application claims priority upon an application from which the '556 application claims priority. And so, a decision in that case is believed to be relevant in the appeal of the present application.

Accordingly, Appellant wishes to bring to the attention of the Board, the recent favorable decision in Appellant's '556 application.

Respectfully submitted,

FAY, SHARPE, FAGAN,  
MINNICH & McKEE, LLP

A handwritten signature in black ink, appearing to read "Mark E. Bandy", is written over a horizontal line.

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